

ORIGINAL

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

RECEIVED

DEC 6 1996

**Federal Communications Commission
Office of Secretary**

In the Matter of)

MARIO LOREDO)

Station KZQD(FM)
Liberal, Kansas)

MM Docket No. 96-172

To: The Honorable Richard L. Sippel
Administrative Law Judge

DOCKET FILE COPY ORIGINAL

MOTION OF MARIO LOREDO TO RECEIVE EXHIBITS

By Order, FCC 96M-254, released November 18, 1996, Mario Loredó was instructed to submit to the Presiding Judge a certified copy of his GED certificate and copies of any documents in his possession that were completed by him in or before 1993 in which Mr. Loredó's citizenship was disclosed. Attached is a certified copy of Mr. Loredó's GED certificate. Mr. Loredó requests that the GED certificate be received into evidence as "Loredó Ex. 3."

Mr. Loredó was unable to locate any documents in his possession that were completed by him in or before 1993 in which his citizenship was disclosed. However, Mr. Loredó was able to obtain copies of two blank employment applications which contain the types of questions Mr. Loredó recalls answering when applying for employment in or before 1993. Attached is a copy of the application of the City of Liberal, Kansas, which on page 2 contains the question, "If not a U.S. Citizen, does your visa or immigration status prevent you from being lawfully employed?" Also attached is a copy of an "Application for Employment" which on page 1 contains the

No. of Copies rec'd
List ABCDE

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question "Are you prevented from lawfully becoming employed in this country because of visa or immigration status?" Mr. Loredo requests that the foregoing employment applications be received into evidence as "Loredo Ex. 4" and "Loredo Ex. 5," respectively.

Respectfully submitted,

MARIO LOREDO

By: Jodi M. Krame
Gerald Stevens-Kittner
Jodi M. Krame

Arter & Hadden
1801 K Street, N.W., Suite 400K
Washington, DC 20006
202-775-7100

His attorneys

December 6, 1996

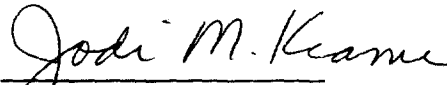
69409.1D

CERTIFICATE OF SERVICE

I, Jodi M. Krame, hereby certify that I have this 6th day of December, 1996, caused to be served a copy of the foregoing "Motion of Mario Loreda to Receive Exhibits" by hand delivery on:

Robert Zauner, Esq.
Enforcement Division
Mass Media Bureau
Federal Communications Commission
2025 M Street, N.W., Room 7212
Washington, D.C. 20554

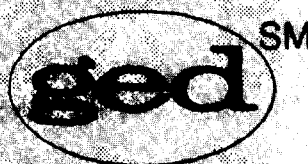
Jacqueline Ellington, Esq.
Enforcement Division
Mass Media Bureau
Federal Communications Commission
2025 M Street, N.W., Room 8210-A
Washington, D.C. 20554



Jodi M. Krame

Official Report of Test Results
TESTS OF GENERAL EDUCATIONAL DEVELOPMENT

LOREDO EXHIBIT 3



issued by
OFFICIAL GED CENTERS
of the

GENERAL EDUCATIONAL DEVELOPMENT TESTING SERVICE
OF THE AMERICAN COUNCIL ON EDUCATION

Name of Examinee:

Loredo

Mario

Last

First

Middle

Address: 221 East Oak
Liberal, KS 67901

Reported To: F.C.C. Mass Media

Phone Number: 316-624-6229

Date of Birth: 4-17-50

Test Format: English

Date Reported: 8-20-92

Social Security Number: 464-88-0787

Test 1: Writing Skills Test

Test 2: Social Studies Test

Test 3: Science Test

Test 4: Interpreting Literature and the Arts

Test 5: Mathematics Test

Test Date	Form	Standard Score	Percentile Rank for U.S.
07-09-92	AK	46	34
07-08-92	AK	51	53
07-09-92	AK	46	34
07-08-92	AK	52	57
07-09-92	AK	43	26
Total		238	X Passed*
Standard Score Average		47.6	

Passed*

Failed*

(Copies of this report can be obtained from the center listed below.)

The scores on this report are the highest scores achieved by the examinee and not necessarily the most recent. If recent scores are lower than scores previously achieved, the recent scores are not reported.

Signature of Chief Examiner:

Name of Center: Seward County Community College

Phone Number: (316) 626-3131

Address of Center: P.O. Box 1137, Liberal, KS 67905-1137

Center Identification Number (if required)

360

Date: 11-22-96

WHAT DO THE GED TESTS MEASURE?

The Tests of General Educational Development (GED Tests) consist of five multiple-choice tests which measure achievement in subject areas generally associated with a high school program of study. The five tests, and their relative content emphases, are:

1. **WRITING SKILLS:** Part 1: Sentence Structure (35%); Usage (35%); Mechanics (30%). Part 2: Essay.
2. **SOCIAL STUDIES:** History (25%); Economics (20%); Political Science (20%); Behavioral Science (20%);* Geography (15%).*
3. **SCIENCE:** Life Sciences — Biology (50%); Physical Sciences — Earth Science, Physics and Chemistry (50%).
4. **INTERPRETING LITERATURE AND THE ARTS:** Popular Literature (50%); Classical Literature (25%); Commentary (25%)
5. **MATHEMATICS:** Arithmetic — Measurement, Number Relationships and Data Analysis (50%); Algebra (30%); Geometry (20%).

The tests are taken by people who have not graduated from high school and who wish to demonstrate a level of educational achievement sufficient to earn a high school credential. The tests are administered regularly at more than 3,000 locations throughout the U.S. and Canada.

*In Canada, 20% of the test is based on geography and 15% on behavioral science.

INTERPRETING GED TEST RESULTS

Performance on the GED Tests is reported in two ways.

(1) *Standard scores & percentile ranks*

Results on each of the five GED Tests are given as "standard scores" ranging from 20 to 80 and "percentile ranks" ranging from 1 to 99; higher scores result from correctly answering more test questions. Both scores compare the examinee's results to those for a recent representative national sample of high school seniors. The average standard score for graduating high school seniors is 50; therefore, standard scores above 50 are above those of the typical recent high school graduate. The percentile ranks show the percent of the graduating seniors who earned scores at or below those of the examinee. For example, if an examinee's percentile rank is 30, the examinee's score is better than those of about 30 percent of the seniors.

(2) *Passed or failed*

Each state, province and territory sets its own minimum scores for earning a high school equivalency credential. These minimum scores require examinees to earn scores as high as those of at least 27% of the recent high school graduates. If the examinee's scores meet or exceed the minimum required, the "Passed" box is marked. If not, the "Failed" box is marked. Examinees who do not pass can retake the GED Tests in order to raise their scores. The local GED chief examiner can provide information about retesting. Generally, further study is recommended in those subjects in which standard scores below 35 are earned. Local adult education programs often provide preparation classes as an aid in improving performance.

A detailed description of the tests and score scales is given in the GEDTS publication *The Official Teacher's Guide to the Tests of General Education Development*, available from Contemporary Books, Inc., 180 North Michigan Avenue, Chicago, IL 60601

IF YOU ATTEMPT TO MAKE A PHOTOCOPY OF THIS DOCUMENT, THE WORD COPY WILL APPEAR ALL OVER THE DOCUMENT. PLEASE REQUEST AN ORIGINAL OF THIS DOCUMENT.

PERSONNEL DEPARTMENT
P.O. BOX 2199
Liberal, Ks. 67905-2199
(316) 626-0122

Date of Application: _____

Full-Time _____

Position(s) Applying For: _____

Part-Time _____

Date Available for Employment: _____

FULL NAME _____
(Last) (First) (Middle)

SOCIAL SECURITY NUMBER _____

ADDRESS _____
(Number) (Street) (City) (State) (Zip)

PHONE ()
Area Number

EDUCATION:

<i>School</i>	<i>Name and Address of School</i>	<i>Did you Graduate?</i>	<i>Degree Received</i>
<i>High School</i>			
<i>College</i>			
<i>College</i>			
<i>Vocational/ Trade School</i>			

List office skills you have acquired. (Example: typing and speed, shorthand and speed, other business machines, keypunch, computer, ect.)

List any skills, trades, and/or professional certificates in which you have recognized proficiency or which you feel would enhance your performance in the position(s) being applied for. _____

WORK EXPERIENCE: List your last four jobs (or ten years work experience), including Military and Volunteer work. Begin with your current or most recent job and work back.

NOTE: THIS APPLICATION WILL NOT BE PROCESSED UNLESS THE COMPLETE ADDRESSES AND TELEPHONE NUMBERS HAVE BEEN SUPPLIED FOR EACH EMPLOYER LISTED, INCLUDING OUT-OF-TOWN TELEPHONE NUMBERS.

LAST OR CURRENT EMPLOYER _____ Starting Date _____
Address _____ Ending Date _____
Supervisor _____ Phone _____ May We Contact? _____
Starting Salary _____ per _____ Ending Salary _____ per _____
Your Duties _____

Reason for Leaving _____

PREVIOUS EMPLOYER _____ Starting Date _____
Address _____ Ending Date _____
Supervisor _____ Phone _____ May We Contact? _____
Starting Salary _____ per _____ Ending Salary _____ per _____
Your Duties _____

Reason for Leaving _____

NEXT PREVIOUS EMPLOYER _____ Starting Date _____
Address _____ Ending Date _____
Supervisor _____ Phone _____ May We Contact? _____
Starting Salary _____ per _____ Ending Salary _____ per _____
Your Duties _____

Reason for Leaving _____

NEXT PREVIOUS EMPLOYER _____ Starting Date _____
Address _____ Ending Date _____
Supervisor _____ Phone _____ May We Contact? _____
Starting Salary _____ per _____ Ending Salary _____ per _____
Your Duties _____

DRIVING RECORD:

Driver's License Number _____ State _____

Driver's License Type _____ Restrictions _____ CDL Yes/No _____

Have you had a Driver's License in another state? _____ What state? _____

Have you driven commercially? _____ If yes, how long? _____

How many motor vehicle accidents while on a job? _____

Has your license ever been revoked or suspended? _____ If so, list dates, length and reasons.

GENERAL INFORMATION:

What hours are you available to work? _____

Are you related by blood or marriage to any City Employee? _____

If yes, state name, relationship, title, and department of such relative(s):

NAME

RELATIONSHIP

TITLE

DEPARTMENT

Have you ever been employed by the City of Liberal? _____ If yes, list departments, positions held, and dates of employment: _____

Do you reside within the City limits of Liberal? _____

If not a U.S. Citizen, does your visa or immigration status prevent you from being lawfully employed? _____

Have you ever been convicted of any felony or any firearms or explosives offense against the law? _____
If yes, list all such offenses and state the date, place, and action taken. (**NOTE:** A conviction is not an automatic ban to employment but will only be considered in relation to specific job requirements. Please provide all information.) _____

Minimum Salary requirement: _____ per _____

Please provide any general comments you wish to make in the space below:

REFERENCES: Please list the name, telephone number, and occupation of three persons, other than relatives, who know of your character, experience, or ability: **THIS APPLICATION WILL NOT BE PROCESSED UNTIL COMPLETE TELEPHONE NUMBERS, WHETHER LOCAL OR OUT-OF-TOWN, HAVE BEEN PROVIDED FOR EACH REFERENCE SUBMITTED.**

<u>NAME & ADDRESS</u>	<u>TELEPHONE NO.</u>	<u>OCCUPATION</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

PLEASE READ CAREFULLY BEFORE SIGNING: I certify that the information on my employment application is true and complete to the best of my knowledge. A false or misleading response may result in disqualification for employment or discharge, if employed. I authorize the City of Liberal to verify any or all statements contained herein. I further authorize any person or organization whose name I have given as a character reference, or by whom I have been previously employed, and any educational institution which I have stated I have attended to furnish the City of Liberal any information they may have concerning me. I hereby release all such person(s), organization(s), and institution(s) from any claims for damages or otherwise by reason of furnishing such information and records.

If employed, I agree to abide by the rules, regulations and policies of the City of Liberal, and understand that the City of Liberal may dismiss their employees at will, with or without notice, for good cause, for no cause, or even for cause morally wrong, without being thereby guilty of legal wrong.

Signature of Applicant _____

Date of Signature _____

The City of Liberal is an Equal Opportunity Employer and shall not discriminate against any employee or applicant for employment because of age, sex, marital status, national origin, religion, race or handicap.

FOR PERSONNEL DEPARTMENT USE ONLY:

APPLICATION FOR EMPLOYMENT

(PRE-EMPLOYMENT QUESTIONNAIRE) (AN EQUAL OPPORTUNITY EMPLOYER)

PERSONAL INFORMATION

DATE

NAME

SOCIAL SECURITY
NUMBER

LAST

FIRST

MIDDLE

PRESENT ADDRESS

STREET

CITY

STATE

ZIP

PERMANENT ADDRESS

STREET

CITY

STATE

ZIP

PHONE NO.

ARE YOU 18 YEARS OR OLDER? Yes ☐ No ☐
 ARE YOU PREVENTED FROM LAWFULLY BECOMING EMPLOYED
IN THIS COUNTRY BECAUSE OF VISA OR IMMIGRATION STATUS?
Yes ☐ No ☐

EMPLOYMENT DESIRED

POSITION

DATE YOU
CAN STARTSALARY
DESIRED

ARE YOU EMPLOYED NOW?

IF SO MAY WE INQUIRE
OF YOUR PRESENT EMPLOYER?

EVER APPLIED TO THIS COMPANY BEFORE?

WHERE?

WHEN?

REFERRED BY

EDUCATION

NAME AND LOCATION OF SCHOOL

*NO OF
YEARS
ATTENDED*DID YOU
GRADUATE?

SUBJECTS STUDIED

GRAMMAR SCHOOL

HIGH SCHOOL

COLLEGE

TRADE, BUSINESS OR
CORRESPONDENCE
SCHOOL

GENERAL

SUBJECTS OF SPECIAL STUDY OR RESEARCH WORK

SPECIAL SKILLS

ACTIVITIES: (CIVIC, ATHLETIC, ETC.)

EXCLUDE ORGANIZATIONS, THE NAME OF WHICH INDICATES THE RACE, CREED, SEX, AGE, MARITAL STATUS, COLOR OR NATION OF ORIGIN OF ITS MEMBERS.

U.S. MILITARY OR
NAVAL SERVICE

RANK

PRESENT MEMBERSHIP IN
NATIONAL GUARD OR RESERVES

*This form has been revised to comply with the provisions of the Americans with Disabilities Act
and the final regulations and interpretive guidance promulgated by the EEOC on July 26, 1991.

FORMER EMPLOYERS (LIST BELOW LAST THREE EMPLOYERS, STARTING WITH LAST ONE FIRST).

DATE MONTH AND YEAR	NAME AND ADDRESS OF EMPLOYER	SALARY	POSITION	REASON FOR LEAVING
FROM				
TO				
FROM				
TO				
FROM				
TO				
FROM				
TO				

WHICH OF THESE JOBS DID YOU LIKE BEST?

WHAT DID YOU LIKE MOST ABOUT THIS JOB?

REFERENCES: GIVE THE NAMES OF THREE PERSONS NOT RELATED TO YOU, WHOM YOU HAVE KNOWN AT LEAST ONE YEAR.

	NAME	ADDRESS	BUSINESS	YEARS ACQUAINTED
1				
2				
3				

THE FOLLOWING STATEMENT APPLIES IN: MARYLAND & MASSACHUSETTS. (Fill in name of state)
IT IS UNLAWFUL IN THE STATE OF _____ TO REQUIRE OR ADMINISTER A LIE DETECTOR TEST AS A
CONDITION OF EMPLOYMENT OR CONTINUED EMPLOYMENT. AN EMPLOYER WHO VIOLATES THIS LAW SHALL BE
SUBJECT TO CRIMINAL PENALTIES AND CIVIL LIABILITY.

Signature of Applicant

IN CASE OF
EMERGENCY NOTIFY

NAME

ADDRESS

PHONE NO.

"I CERTIFY THAT ALL THE INFORMATION SUBMITTED BY ME ON THIS APPLICATION IS TRUE AND COMPLETE, AND I UNDERSTAND THAT IF ANY FALSE INFORMATION, OMISSIONS, OR MISREPRESENTATIONS ARE DISCOVERED, MY APPLICATION MAY BE REJECTED AND, IF I AM EMPLOYED, MY EMPLOYMENT MAY BE TERMINATED AT ANY TIME.
IN CONSIDERATION OF MY EMPLOYMENT, I AGREE TO CONFORM TO THE COMPANY'S RULES AND REGULATIONS, AND I AGREE THAT MY EMPLOYMENT AND COMPENSATION CAN BE TERMINATED, WITH OR WITHOUT CAUSE, AND WITH OR WITHOUT NOTICE, AT ANY TIME, AT EITHER MY OR THE COMPANY'S OPTION. I ALSO UNDERSTAND AND AGREE THAT THE TERMS AND CONDITIONS OF MY EMPLOYMENT MAY BE CHANGED, WITH OR WITHOUT CAUSE, AND WITH OR WITHOUT NOTICE, AT ANY TIME BY THE COMPANY. I UNDERSTAND THAT NO COMPANY REPRESENTATIVE, OTHER THAN IT'S PRESIDENT, AND THEN ONLY WHEN IN WRITING AND SIGNED BY THE PRESIDENT, HAS ANY AUTHORITY TO ENTER INTO ANY AGREEMENT FOR EMPLOYMENT FOR ANY SPECIFIC PERIOD OF TIME, OR TO MAKE ANY AGREEMENT CONTRARY TO THE FOREGOING."

DATE

SIGNATURE

DO NOT WRITE BELOW THIS LINE

INTERVIEWED BY

DATE

REMARKS:

NEATNESS

ABILITY

HIRED: ☐ Yes ☐ No

POSITION

DEPT.

SALARY/WAGE

DATE REPORTING TO WORK

APPROVED: 1.

2.

3.

EMPLOYMENT MANAGER

DEPT. HEAD

GENERAL MANAGER